

MDEStat Meeting

September 26, 2011



Robert M. Summers, Secretary

Sue Battle-McDonald, Stat Director

Table 1: All Pending Wetlands Applications

	As of 03/07/11			As of 05/25/11			As of 08/11/11			As of 09/19/11		
	Total Pending	# Over-due	% Over-due	Total Pending	# Over-due	% Over-due	Total Pending	# Over-due	% Over-due	Total Pending	# Over-due*	% Over-due
Nontidal	561	256	46%	564	226	40%	521	211	40%	481	201	42%
Tidal	434	226	52%	433	196	45%	344	115	33%	260	62	24%
TOTAL	995	482	48%	997	422	42%	865	326	38%	741	263	35%

Table 2: Active, Long Term and Inactive Pending Wetlands Projects *(continued on next slide)*

PROJECT CLASSIFICATION	PENDING PROJECTS		
	NONTIDAL	TIDAL	TOTALS
Active	123	247	370
Long Term	29	2	31
Inactive	330	11	341
TOTALS	482	260	742



Table 2: Active, Long Term and Inactive Pending Wetlands Projects *(continued on next slide)*

PROJECT CLASSIFICATION	PENDING LONG-TERM PROJECTS		
	NONTIDAL	TIDAL	TOTALS
Aquaculture	0	1	1
Highway	14	0	14
Utility-Energy	8	0	8
Other	5	1	6
TOTALS	27	2	29

Table 2: Active, Long Term and Inactive Pending Wetlands Projects

PROJECT CLASSIFICATION	PENDING INACTIVE PROJECTS		
	NONTIDAL	TIDAL	TOTALS
Attorney General Coordination	5	1	6
Compliance	10	0	10
Federal	32	6	38
Legal	0	1	1
Local	16	1	17
Other	1	1	2
State	33	0	33
Technical Processing Issues	231	1	232
TOTALS	328	11	339

**Table 3: Pending Active Wetlands Applications as of
01/01/1980 - 09/19/11
(After Bucketization Process)**

	Active Pending	Overdue	Percent Overdue
Nontidal	123	7	6%
Tidal	247	53	21%
TOTAL	370	60	16%

Table 4: Authorizations Issued 10/1/10-9/19/11

Tidal 90 Applications	ISSUED	OVER TURNAROUND TIME		WITHIN TURNAROUND TIME	
	763	17	2.2%	746	97.8%
Tidal 90 Applications	PENDING	OVER TURNAROUND TIME		WITHIN TURNAROUND TIME	
	122	12	10%	110	90%

**Table 5: Wetlands and Waterways Program
Standard Permit Application Turnaround Times For
2012**

Permit Type	Proposed Turnaround Times for 2012	CY11	CY12 Proposed
Nontidal Wetlands and Waterways Permits	minor projects	10 months	10 months
	major projects	12 months	12 months
Tidal Wetland Licenses and Permits	minor projects	5 months	3 months
	major projects, no hearing	8 months	8 months
	major projects with hearing	8 months	11 months

Table 6: Schedule For Workgroup Report Required by Uncodified Language in House Bill 1056 *(continued on next slide)*

DATE	TASKS
07/01/11	Proposed Membership List for Wetlands and Waterways Funding Workgroup Submitted to Office of the Secretary for Review and Approval
07/25/11	Contact Speaker of the House and President of the Senate for Appointments to the Workgroup
07/28/11	Approval of Membership List by President, Speaker and Secretary's Office
07/29/11	Mail / Email Invitations to Workgroup
08/30/11	Meeting #1: Canceled due to Hurricane Irene recovery efforts
09/20/11	Meeting #2: Review Purpose of Workgroup, Review HB1056, Discuss HB1056 Review Requirements and MDE Accomplishments; Discuss MDE Legislative Commitments and MDE Accomplishments; Discuss Program's New Business Process

Table 6: Schedule For Workgroup Report Required by Uncodified Language in House Bill 1056

DATE	TASKS
10/11/11	Meeting #3: Review HB1056 Revenue Assumptions; Present Fiscal Year Financial Statistics; Discuss Adjustments to Exemptions; Discuss Adjustments to Fee Schedule; Discuss Draft Report and Legislation
11/01/11	Meeting #4: Review Final Report and Legislation Package
11/08/11	Draft Report of Workgroup Findings and Recommendations Submitted to Secretary for Review
11/15/11	Draft Report Submitted to Governor's Office for Review
12/01/11	Final Report Submitted to Legislature

**Table 7: Wetlands-Related Regulations
Under Development** *(Continued on next slide)*

Purpose	Relevant State/Fed Stat./Reg. Deadline(s)	Target Date for Submission to OS	Target Effective Date	9/19/11 Status
Implement Living Shoreline Protection Act of 2008	None	10/12/11	02/06/12	<p>The Program continues to coordinate with the Critical Area Commission and the Office of the Attorney General. These efforts have resulted in additional delays in completing the regulation package. Consequently, the Program has updated the regulation's timetable as follows:</p> <ul style="list-style-type: none"> 10/12/11 – To Office of the Secretary 10/26/11 – To AELR Committee 11/14/11 – Proposed Action to Division of State Documents 12/02/11 – Proposed Action Published in Maryland Register 12/13/11 – Tentative Date for Public Hearing 01/03/12 – End of Comment Period 01/18/12 – Final Action to Division of State Documents 01/27/12 – Final Action Published in Maryland Register 02/06/12 – Effective Date

**Table 7: Wetlands-Related Regulations
Under Development**

Purpose	Relevant State/Fed Stat./Reg. Deadline(s)	Target Date for Submission to OS	Target Effective Date	9/19/11 Status
Installation of Small Energy Generation Devices on Piers	None	11/07/11	03/05/12	<p>Administration, Program and Critical Area Commission staff tentatively scheduled to meet with Anne Arundel County on 10/06/11 to discuss local building code issues associated with small energy generation devices on piers. As a result of this coordination opportunity, the Program has updated the regulation's timetable as follows:</p> <p>11/07/11 – To Office of the Secretary 11/22/11 – To AELR Committee 12/12/11 – Proposed Action to Division of State Documents 12/30/11 – Proposed Action Published in Maryland Register 01/10/12 – Tentative Date for Public Hearing 01/30/12 – End of Comment Period 02/15/12 – Final Action to Division of State Documents 02/24/12 – Final Action Published in Maryland Register 03/05/12 – Effective Date</p>